THE HON'BLE SRI JUSTICE V.ESWARAIAH

W.P.No.4382 of 2007

Between:

Ali Bin Ghouse. … Petitioner

and

The Commissioner of Police,
Cyberabad and another. … Respondents

ORDER:

This writ petition is filed making certain allegations against the 2nd respondent stating that he is illegally interfering with the personal life and liberty of the petitioner and he is calling the petitioner frequently to the police station and making him to sit in the police station hours together.

I am of the opinion that if any police official interferes with the personal life and liberty of any private citizen and if the said allegations are found to be true, it constitutes serious offence against the said police official. But, however, I am of the opinion that without taking recourse available under code of Criminal Procedure by filing written representation before the higher officials of police and without taking recourse by filing a private complaint under Section 200 Cr.P.C. before the concerned Magistrate, it is not just and proper to entertain the writ petition under Article 226 of the Constitution of India.

Accordingly, the writ petition is dismissed with a liberty to take appropriate action in accordance with law. There shall be no order as to costs.

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05-03-2007

Prv